

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

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AMERICAN OVERSIGHT,  
1030 15th Street NW, B255  
Washington, DC 20005

*Plaintiff,*

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY,  
1200 Pennsylvania Avenue NW  
Washington, DC 20460

*Defendant.*

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Case No. 18-cv-893

**COMPLAINT**

1. Plaintiff American Oversight brings this action against the Environmental Protection Agency under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA), and the Declaratory Judgment Act, 28 U.S.C. §§ 2201 and 2202, seeking declaratory and injunctive relief to compel compliance with the requirements of FOIA.

**JURISDICTION AND VENUE**

2. This Court has jurisdiction over this action pursuant to 5 U.S.C. § 552(a)(4)(B) and 28 U.S.C. §§ 1331, 2201, and 2202.

3. Venue is proper in this district pursuant to 5 U.S.C. § 552(a)(4)(B) and 28 U.S.C. § 1391(e).

4. Because Defendant has failed to comply with the applicable time-limit provisions of the FOIA, American Oversight is deemed to have exhausted its administrative remedies pursuant to 5 U.S.C. § 552(a)(6)(C)(i) and is now entitled to judicial action enjoining the agency

from continuing to withhold agency records and ordering the production of agency records improperly withheld.

### **PARTIES**

5. Plaintiff American Oversight is a nonpartisan, non-profit section 501(c)(3) organization committed to the promotion of transparency in government, the education of the public about government activities, and ensuring the accountability of government officials. Through research and FOIA requests, American Oversight uses the information gathered, and its analysis of it, to educate the public about the activities and operations of the federal government through reports, published analyses, press releases, and other media. The organization is incorporated under the laws of the District of Columbia.

6. Defendant Environmental Protection Agency (EPA) is an agency of the federal government within the meaning of 5 U.S.C. § 552(f)(1) headquartered in Washington, DC. EPA has possession, custody, and control of the records that American Oversight seeks.

### **STATEMENT OF FACTS**

#### *Pruitt Travel FOIA*

7. On February 20, 2018, American Oversight submitted a FOIA request to EPA seeking access to the following records:

Records sufficient to identify all waivers or waiver-related requests (including but not limited to emails, email attachments, memos, notes, or handwritten documents) and any final determinations either approving or denying EPA Administrator Scott Pruitt's first-class airplane travel for personal and business-related trips.

The request sought all responsive records from February 17, 2017, to the date of the search.

8. EPA assigned the Pruitt Travel FOIA tracking number EPA-HQ-2018-004640.

*Perrotta Travel FOIA*

9. On March 6, 2018, American Oversight submitted a FOIA request to EPA seeking access to the following records:

- 1) Records sufficient to identify all non -coach air travel by Pasquale “Nino” Perrotta.
- 2) All travel waivers, waiver-related requests (including but not limited to emails, email attachments, memos, notes, or handwritten documents), or final determinations either approving or denying first-class airplane travel for personal and business -related trips for Pasquale “Nino” Perrotta.

The request sought all responsive records from February 17, 2017, to the date of the search.

10. EPA assigned the Perrotta Travel FOIA request tracking number EPA-HQ-2018-005157.

*Perrotta Steinmetz FOIA*

11. Also on March 6, 2018, American Oversight submitted a FOIA request to EPA seeking access to the following records:

All records reflecting communications (including emails, email attachments, text messages, telephone call logs, calendar invitations/entries, meeting notices, meeting agendas, informational material, talking points, any handwritten or electronic notes taken during any responsive communications, summaries of any responsive communications, or other materials reflecting communications) between (a) Pasquale “Nino” Perrotta and (b) anyone acting on behalf of any of the individuals and/or entities listed below:

- a. Edwin Steinmetz;
- b. Edwin Steinmetz Associates;
- c. Sequoia Security Group;
- d. Robert Weaver;
- e. Steven Branigan;
- f. John McDonough;
- g. Richard Brusca;
- h. Concentric Advisors;
- i. P&P Construction;

- j. Centurion Analytics;
- k. The Guidry Group;
- l. DFLabs;
- m. Argonne National Laboratory;
- n. CyanLine; or
- o. Potomac Security Services.

The request sought all responsive records from November 8, 2016, to the date of the search.

12. EPA assigned the Perrotta Steinmetz FOIA request tracking number EPA-HQ-2018-005159.

13. On April 3, 2018, EPA informed American Oversight that a search had been initiated for documents responsive to the Perrotta Steinmetz FOIA. EPA stated that potentially responsive documents had been identified and were ready for review.

*Pruitt Vehicle FOIA*

14. On March 19, 2018, American Oversight submitted a FOIA request to EPA seeking access to the following records:

All records relating to the procurement of any vehicle to transport EPA Administrator Scott Pruitt, including documentation of the procurement itself, as well as communications about the decision to procure a new vehicle, which vehicle to procure, and the reasons therefor.

The request sought all responsive records from December 7, 2016, to the date of the search.

15. EPA assigned the Pruitt Vehicle FOIA request tracking number EPA-HQ-2018-005595.

16. That same day, American Oversight sent an unsolicited email to EPA providing the following clarification of the word “procurement” in the Pruitt Vehicle FOIA:

I write now to clarify that by “procurement,” we mean either the purchase, lease, long-term rental or other long-term procurement of a vehicle for use by the agency in transporting Mr. Pruitt. By contrast, this request need not extend to every rental car Mr. Pruitt

may have used for travel or other similar, isolated single-use arrangements.

*Exhaustion of Administrative Remedies*

17. As of the date of this Complaint, EPA has failed to (a) notify American Oversight of any determination regarding American Oversight's FOIA requests, including the full scope of any responsive records the agency intends to produce or withhold and the reasons for any withholdings; or (b) produce all of the requested records or demonstrate that the requested records are lawfully exempt from production.

18. Through EPA's failure to make determinations as to American Oversight's FOIA requests within the time period required by law, American Oversight has constructively exhausted its administrative remedies and seeks immediate judicial review.

**COUNT I**

**Violation of FOIA, 5 U.S.C. § 552**

**Failure to Conduct Adequate Searches for Responsive Records**

19. American Oversight repeats the allegations in the foregoing paragraphs and incorporates them as though fully set forth herein.

20. American Oversight properly requested records within the possession, custody, and control of Defendant.

21. Defendant is an agency subject to FOIA and must therefore make reasonable efforts to search for requested records.

22. Defendant has failed to promptly and adequately review agency records for the purpose of locating those records which are responsive to American Oversight's FOIA requests.

23. Defendant's failure to conduct adequate searches for responsive records violates FOIA.

24. Plaintiff American Oversight is therefore entitled to injunctive and declaratory relief requiring Defendant to promptly make reasonable efforts to conduct adequate searches for records responsive to American Oversight's FOIA requests.

**COUNT II**  
**Violation of FOIA, 5 U.S.C. § 552**  
**Wrongful Withholding of Non-Exempt Responsive Records**

25. American Oversight repeats the allegations in the foregoing paragraphs and incorporates them as though fully set forth herein.

26. American Oversight properly requested records within the possession, custody, and control of Defendant.

27. Defendant is an agency subject to FOIA and must therefore release in response to a FOIA request any non-exempt records and provide a lawful reason for withholding any materials.

28. Defendant is wrongfully withholding non-exempt agency records requested by American Oversight by failing to produce records responsive to its FOIA requests.

29. Defendant is wrongfully withholding non-exempt agency records requested by American Oversight by failing to segregate exempt information in otherwise non-exempt records responsive to American Oversight's FOIA requests.

30. Defendant's failure to provide all non-exempt responsive records violates FOIA.

31. Plaintiff American Oversight is therefore entitled to declaratory and injunctive relief requiring Defendant to promptly produce all non-exempt records responsive to its FOIA requests and provide indexes justifying the withholding of any responsive records withheld under claim of exemption.

**REQUESTED RELIEF**

WHEREFORE, American Oversight respectfully requests the Court to:

- (1) Order Defendant to conduct a search or searches reasonably calculated to uncover all records responsive to American Oversight's FOIA requests;
- (2) Order Defendant to produce, within twenty days of the Court's order, or by such other date as the Court deems appropriate, any and all non-exempt records responsive to American Oversight's FOIA requests and indexes justifying the withholding of any responsive records withheld under claim of exemption;
- (3) Enjoin Defendant from continuing to withhold any and all non-exempt records responsive to American Oversight's FOIA requests;
- (4) Award American Oversight the costs of this proceeding, including reasonable attorneys' fees and other litigation costs reasonably incurred in this action, pursuant to 5 U.S.C. § 552(a)(4)(E); and
- (5) Grant American Oversight such other relief as the Court deems just and proper.

Dated: April 17, 2018

Respectfully submitted,

/s/ Sara Kaiser Creighton

Sara Kaiser Creighton  
D.C. Bar No. 1002367

/s/ John E. Bies

John E. Bies  
D.C. Bar No. 483730

AMERICAN OVERSIGHT  
1030 15th Street NW, B255  
Washington, DC 20005  
(202) 869-5245  
sara.creighton@americanoversight.org  
john.bies@americanoversight.org  
*Counsel for Plaintiff*

**ATTACHMENT E****CIVIL COVER SHEET**

JS-44 (Rev. 3/16 DC)

<b>I. (a) PLAINTIFFS</b> American Oversight  (b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF <u>11001</u> (EXCEPT IN U.S. PLAINTIFF CASES)	<b>DEFENDANTS</b> U.S. Environmental Protection Agency  COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT _____ (IN U.S. PLAINTIFF CASES ONLY) <small>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED</small>
(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER) Sara Creighton American Oversight, 1030 15th Street NW, B255 Washington, DC 20005 202.869.5245	ATTORNEYS (IF KNOWN)

<b>II. BASIS OF JURISDICTION</b> (PLACE AN X IN ONE BOX ONLY)	<b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) <b>FOR DIVERSITY CASES ONLY!</b>																								
<input type="radio"/> 1 U.S. Government Plaintiff  <input checked="" type="radio"/> 2 U.S. Government Defendant  <input type="radio"/> 3 Federal Question (U.S. Government Not a Party)  <input type="radio"/> 4 Diversity (Indicate Citizenship of Parties in item III)	<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;"></th> <th style="text-align: center; border-bottom: 1px solid black;">PTF</th> <th style="text-align: center; border-bottom: 1px solid black;">DFT</th> <th style="text-align: left; border-bottom: 1px solid black;"></th> <th style="text-align: center; border-bottom: 1px solid black;">PTF</th> <th style="text-align: center; border-bottom: 1px solid black;">DFT</th> </tr> </thead> <tbody> <tr> <td>Citizen of this State</td> <td style="text-align: center;"><input type="radio"/> 1</td> <td style="text-align: center;"><input type="radio"/> 1</td> <td>Incorporated or Principal Place of Business in This State</td> <td style="text-align: center;"><input type="radio"/> 4</td> <td style="text-align: center;"><input type="radio"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="radio"/> 2</td> <td style="text-align: center;"><input type="radio"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="radio"/> 5</td> <td style="text-align: center;"><input type="radio"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="radio"/> 3</td> <td style="text-align: center;"><input type="radio"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="radio"/> 6</td> <td style="text-align: center;"><input type="radio"/> 6</td> </tr> </tbody> </table>		PTF	DFT		PTF	DFT	Citizen of this State	<input type="radio"/> 1	<input type="radio"/> 1	Incorporated or Principal Place of Business in This State	<input type="radio"/> 4	<input type="radio"/> 4	Citizen of Another State	<input type="radio"/> 2	<input type="radio"/> 2	Incorporated and Principal Place of Business in Another State	<input type="radio"/> 5	<input type="radio"/> 5	Citizen or Subject of a Foreign Country	<input type="radio"/> 3	<input type="radio"/> 3	Foreign Nation	<input type="radio"/> 6	<input type="radio"/> 6
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**IV. CASE ASSIGNMENT AND NATURE OF SUIT**

(Place an X in one category, A-N, that best represents your Cause of Action and one in a corresponding Nature of Suit)

<input type="radio"/> <b>A. Antitrust</b>  <input type="checkbox"/> 410 Antitrust	<input type="radio"/> <b>B. Personal Injury/Malpractice</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Medical Malpractice <input type="checkbox"/> 365 Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Product Liability	<input type="radio"/> <b>C. Administrative Agency Review</b> <input type="checkbox"/> 151 Medicare Act <u>Social Security</u> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <u>Other Statutes</u> <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 890 Other Statutory Actions (If Administrative Agency is Involved)	<input type="radio"/> <b>D. Temporary Restraining Order/Preliminary Injunction</b>  Any nature of suit from any category may be selected for this category of case assignment.  *(If Antitrust, then A governs)*
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<input type="radio"/> <b>E. General Civil (Other)</b>	<input type="radio"/> <b>F. Pro Se General Civil</b>
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<u>Real Property</u> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent, Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property  <u>Personal Property</u> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<u>Bankruptcy</u> <input type="checkbox"/> 422 Appeal 27 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157  <u>Prisoner Petitions</u> <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Conditions <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement  <u>Property Rights</u> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark  <u>Federal Tax Suits</u> <input type="checkbox"/> 870 Taxes (US plaintiff or defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609	<u>Forfeiture/Penalty</u> <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other  <u>Other Statutes</u> <input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 430 Banks & Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Organization <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Satellite TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 890 Other Statutory Actions (if not administrative agency review or Privacy Act)
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<b>0 G. Habeas Corpus/ 2255</b>  <input type="checkbox"/> 53 Habeas Corpus- General <input type="checkbox"/> 51 Motion/Notice of Sentence <input type="checkbox"/> 463 Habeas Corpus- Alien Detainee	<b>0 H. Employment Discrimination</b>  <b>D</b> 442 Civil Rights - Employment (criteria: race, gender/sex, national origin, discrimination disability, age, religion retaliation)  *(If I agree, select this deck)*	<b>0 I. FOIA/Privacy Act</b>  <input type="checkbox"/> 89 Freedom of Information Act <b>D</b> 89 0 Other Statutory Actions (if Privacy Act)  *(If I agree, select this deck)*	<b>0 J. Student Loan</b>  <b>D</b> 152 Recovery of Defaulted Student Loan (excluding general)
<b>0 K. Labor/ERISA (non-employment)</b>  <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 710 Labor/Mgmt. Relations <input type="checkbox"/> 740 Labor Railway Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 7- <input type="checkbox"/> Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Income Security Act	<b>0 L. Other Civil Rights (non-employment)</b>  <input type="checkbox"/> 441 Voting Rights Act <input type="checkbox"/> 443 Housing/Accommodation <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 448 Education	<b>0 M. Contract</b>  <b>D</b> 11 Insurance <input type="checkbox"/> 120 Marine <b>D</b> 13 Miller Act <b>D</b> 14 Negotiable Instrument <b>D</b> 15 Recovery of Overpayment & Enforcement Judgment <b>D</b> 153 Recovery of Overpayment of Veterans' Benefits <b>D</b> 16 Stockholder's Suits <b>D</b> 190 Other Contracts <b>D</b> 195 Contract Product Liability <b>D</b> 196 Franchise	<b>0 N. Three-Judge Court</b>  <b>D</b> 441 Civil Rights - Voting (if Voting Rights Act)

**V. ORIGIN**  

<input type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from another district (specify)	<input type="checkbox"/> 6 Multi-district Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Mag. Judge
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**VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.)**  
**5 U.S.C. 552.** Defendant has failed to provide responsive records to FOIA requests.

<b>VII. REQUESTED IN COMPLAINT</b>	CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 <input type="checkbox"/>	DEMAND \$ <input type="text"/>	JURY DEMAND: <input type="checkbox"/>
		Check YES or NO if demand in complaint YES <b>D</b> NO <b>0 0</b>	

<b>VIII. RELATED CASE(S) IF ANY</b>	(See instruction)	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If yes, please complete related case form
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DATE: 04/17/2018	SIGNATURE OF ATTORNEY OF RECORD: <b>JYM t</b>
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INSTRUCTIONS FOR COMPLETING CIVIL COVERSHEET JS-44  
Authority for Civil Cover Sheet

The JS-44 civil coversheet and the information contained therein neither replaces nor supplements the filing of a declaration of services of process or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. On sequence to the civil coversheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil coversheet. These tips coincide with the Roman numerals on the cover sheet.

- I. C O U N T Y RESIDE N C E : FIRST LISTED PLA I N T I F F / D E F E N D A N T ( 1 ) Cou n t y of reside n c e Use 11 0 0 t o i n d i c a t e p l a i n t i f f / r e s i d e n t of Washi n g t o n D C, 88888 if p l a i n t i f f s r e s i d e n t o f U n i t e d S t a t e s b u t n o t Washi n g t o n D C, a n d 99999 if p l a i n t i f f s o u t s i d e t h e U n i t e d S t a t e s .
- III. CITIZENSHIP OR J U R I S D I C T I O N P A R T I E S : This s e c t i o n i s c o m p l e t e d Q u i f d i v e r s i t y o f c i t i z e n s h i p w a s s e l e c t e d a s t h e B a s i s o f J u r i s d i c t i o n u n d e r S e c t i o n I I .
- IV. CASE ASSIGN M E N T A N D N A T U R E O F S U I T : T h e a s s i g n m e n t o f a j u d g e t o y o u r c a s e w i l l d e p e n d o n t h e c a t e g o r y y o u s e l e c t t h a t b e s t r e p r e s e n t s t h e l i t i g a t i o n o f a c t i o n f o u n d i n y o u r c o m p l a i n t . Y o u m a y s e l e c t o n l y o n e c a t e g o r y . Y o u m u s t a l s o s e l e c t o n e c o r r e s p o n d i n g n a t u r e o f s u i t f o u n d i n t h e c a t e g o r y o f t h e c a s e .
- VI. CAUSE O F A C T I O N : C i t e t h e U . S . C i v i l S t a t u t e u n d e r w h i c h y o u a r e f i l l i n g a n d w r i t e a b r i e f s t a t e m e n t o f t h e p r i m a r y c a u s e .
- VIII. RELATED CASE(S), I F A N Y : I f y o u i n d i c a t e d t h a t t h e r e i s a r e l a t e d c a s e , y o u m u s t c o m p l e t e a r e l a t e d c a s e f o r m w h i c h m a y b e o b t a i n e d f r o m t h e C l e r k ' s O f f i c e .

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.

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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

CLEAR FORM

American Oversight

\_\_\_\_\_  
*Plaintiff*

v.

U.S. Environmental Protection Agency

\_\_\_\_\_  
*Defendant*

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)  
)  
)  
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)  
)

Civil Action No. \_\_\_\_\_

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

Jessie K. Liu  
U.S. Attorney for the District of Columbia  
555 4th Street NW  
Washington, DC 20530

A lawsuit has been filed against you.

Within 30 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Sara Creighton  
American Oversight  
1030 15th Street NW, B255  
Washington, DC 20005

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*ANGELA D. CAESAR, CLERK OF COURT*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

' I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

' I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

' I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

' I returned the summons unexecuted because \_\_\_\_\_; or

' Other *(specify)*: \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**Print**

**Save As...**

**Reset**

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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

CLEAR FORM

American Oversight

*Plaintiff*

v.

U.S. Environmental Protection Agency

*Defendant*

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)

Civil Action No.

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

Jeff Sessions  
United States Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue NW  
Washington, DC 20530

A lawsuit has been filed against you.

Within 30 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Sara Creighton  
American Oversight  
1030 15th Street NW, B255  
Washington, DC 20005

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*ANGELA D. CAESAR, CLERK OF COURT*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

' I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

' I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

' I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

' I returned the summons unexecuted because \_\_\_\_\_; or

' Other *(specify)*: \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**Print**

**Save As...**

**Reset**

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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

CLEAR FORM

American Oversight

\_\_\_\_\_  
*Plaintiff*

v.

U.S. Environmental Protection Agency

\_\_\_\_\_  
*Defendant*

)  
)  
)  
)  
)  
)  
)

Civil Action No.

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue NW  
Washington, DC 20460

A lawsuit has been filed against you.

Within 30 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Sara Creighton  
American Oversight  
1030 15th Street NW, B255  
Washington, DC 20005

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*ANGELA D. CAESAR, CLERK OF COURT*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

' I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

' I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

' I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

' I returned the summons unexecuted because \_\_\_\_\_; or

' Other *(specify)*: \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**Print**

**Save As...**

**Reset**